



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Douglas E. Hudson, *et al.*

Examiner: Zec, Filip

Serial No.: 10/617,200

Group Art Unit: 3744

Filing Date: July 10, 2003

Title: WORKPIECE CHUCK WITH TEMPERATURE CONTROL ASSEMBLY
HAVING SPACERS BETWEEN LAYERS PROVIDING CLEARANCE FOR
THERMOELECTRIC MODULES

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

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9/29/04

Date



Chelsey Davis

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

RESPONSE

Sir:

The following is in response to the Office Action dated September 10, 2004, and is filed within the shortened statutory period of three months.


Claims 1-46 are rejected under obviousness-type double patenting as being unpatentable over claims 1-23 of U.S. Patent Number 6,745,575 to Butcher in view of U.S. Patent Number 5,465,578 to Barben, *et al.* In response, the applicants submit herewith a Terminal Disclaimer disclaiming the term of any patent issuing on the present application that would extend beyond the term of commonly owned U.S. Patent Number 6,745,575 to Butcher. Accordingly, Butcher is not available as a reference in the double patenting rejection. Therefore, it is believed that the rejection is overcome, and reconsideration of the rejection is requested.

Application Number 10/617,200
Reponse dated September 29, 2004
Reply to Office Action of September 10, 2004

It is believed that all claims pending in the application are in condition for allowance, and such allowance is respectfully solicited. If a telephone conference will expedite prosecution of the application, the Examiner is invited to telephone the undersigned.

Respectfully submitted,

Date: 9/29/04
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